

Natural Gas Orders - Issued 1997

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF SOUTH DAKOTA

**IN THE MATTER OF THE COMPLAINT FILED BY ADAM
HEADRICK, SIOUX FALLS, SD, AGAINST MIDAMERICAN
ENERGY COMPANY REGARDING A BILL**

) **ORDER FOR AND**
) **NOTICE OF**
) **HEARING**
) **NG97-006**

On May 2, 1997, the South Dakota Public Utilities Commission (Commission), received a complaint from Adam Headrick, Sioux Falls, SD, against MidAmerican Energy Company (MidAmerican) regarding a bill for services which Mr. Headrick claims he did not receive. According to the complaint, MidAmerican is charging Mr. Headrick for natural gas services which were incurred at Mr. Headrick's previous address after he had notified MidAmerican to disconnect services and he had moved from that address. Mr. Headrick is asking the Commission to remove his name from the account at the old address.

A regularly scheduled May 13, 1997, meeting, the Commission found probable cause of an unlawful or unreasonable act, rate, practice or omission and served the complaint on MidAmerican. MidAmerican filed its response on June 11, 1997.

The Commission has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-34A, and ARSD 20:10:01:15.02 and .03.

The issue at the hearing is whether Mr. Headrick provided MidAmerican notice in July 1996 to disconnect service at 834 S. Minnesota, Sioux Falls, SD.

A hearing shall be held at 11:00 a.m., on Monday, July 14, 1997, at the Embassy 1 Room in the Holiday Inn City Centre, 100 W. 8th Street, Sioux Falls, SD. It shall be an adversary proceeding conducted pursuant to SDCL Chapter 1-26. All parties have the right to be present and to be represented by an attorney. These rights and other due process rights shall be forfeited if not exercised at the hearing. If you or your representative fail to appear at the time and place set for the hearings, the Final Decision will be based solely on the testimony and evidence provided, if any, during the hearings or a Final Decision may be issued by default pursuant to SDCL 1-26-20. After the hearing the Commission will consider all evidence and testimony that was presented at the hearing. The Commission will then enter Findings of Fact, Conclusions of Law, and a Final Decision regarding this matter. The Commission's decision may be appealed by the parties to the state Circuit Court and the state Supreme Court as provided by law. It is therefore

ORDERED that a hearing shall be held at the time and place specified above on the issue of whether Mr. Headrick provided MidAmerican notice in July 1996 to disconnect service at 834 S. Minnesota, Sioux Falls, SD.

Pursuant to the Americans with Disabilities Act, this hearing is being held in a physically accessible location. Please contact the Public Utilities Commission at 1-800-332-1782 at least 48 hours prior to the hearing if you have special needs so arrangements can be made to accommodate you.

Dated at Pierre, South Dakota, this 30th day of June, 1997.

CERTIFICATE OF SERVICE

BY ORDER OF THE COMMISSION:

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

Commissioners Burg, Nelson and
Schoenfelder

By:_____

WILLIAM BULLARD, JR.

Date:_____

Executive Director

(OFFICIAL SEAL)

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